

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 1253 – SB 1440

March 24, 2011

SUMMARY OF BILL: Requires a retailer who sells or offers for sale goods by mail or via the Internet, and knows the instructions for the use or consumption of the good are not in English, to disclose that information in any written or electronic advertisement relating to the good. Classifies a failure to disclose the information as an unfair or deceptive practice under the Consumer Protection Act (CPA), which is a Class B misdemeanor.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- According to the Department of Commerce and Insurance, the bill creates an additional specific ground for which the Division of Consumer Affairs will be required to receive, investigate, and mediate consumer complaints.
- Based upon information provided by the Department, the increase in investigations and complaints is anticipated to be not significant. Any cost can be accommodated within existing resources without an increased appropriation or reduced reversion.
- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes, and costs collected. These expenditures and revenue are estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

/sbh